

**CITY OF CLIFTON
CLIFTON, NEW JERSEY**

REGULAR MEETING MINUTES OF APRIL 18, 2017

The Regular Meeting of the Municipal Council of the City of Clifton was held in the Municipal Court Room of Clifton City Hall, 900 Clifton Avenue, Clifton, New Jersey.

8:08 P.M. CALL OF ROLL

Mayor Anzaldi called the meeting to order and presided, and announced that the location of exits should be noted for use in case of fire or other emergencies and also that smoking regulations apply to the building and cell phones should be deactivated and turned off and read the following Statement of Compliance into the record:

Adequate notice of this meeting has been provided by the Annual Notice of regularly scheduled meetings of the Municipal Council for the year 2017 which was published as legal advertisements in the Herald News on December 8, 2016 and was additionally given to the Clifton Journal, Herald News and The Record. Further notice of this meeting was given on Friday prior to the meeting to the Clifton Journal, Herald News and The Record and by posting of said notice on the bulletin board at City Hall and on the Clifton Website which notice stated that formal action may or may not be taken on matters to come before the Municipal Council.

Upon roll call, the following were noted present:

Councilman Eagler	(PE)
Councilman Gibson	(BG)
Councilman Grabowski	(RG)
Councilman Hatala	(SH)
Councilman Kolodziej	(JK)
Councilwoman Murphy	(LM)
Mayor Anzaldi	(JA)

Also present were City Manager, Dominick Villano; City Attorney, Matthew Priore; Assistant City Attorney, Dave Bruins; City Clerk, Nancy Ferrigno; Deputy City Clerk, Michele Butler

INVOCATION

Nancy Ferrigno – City Clerk

PLEDGE TO THE FLAG

PUBLIC HEARING

2017 Municipal Budget

The Mayor opened the floor to the public.

With no one wishing to be heard, a Motion was made by Councilman Hatala, seconded by Councilman Eagler, and passed on roll call vote, to close Public Hearing.

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Hatala, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye.

APPROVAL OF MINUTES

Upon Motion made by Councilman Eagler, seconded by Councilman Gibson, and passed on roll call vote, the Minutes of the Executive Session of March 21, 2017, the Workshop Session, Executive Session and the Regular Session of April 4, 2017 were approved.

(6-0-1-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye. Councilman Hatala abstained on the April 4, 2017 Minutes.

COMMUNICATIONS FROM THE CITY MANAGER

- C-1 Jared Malveda separated as temporary seasonal employee in the Engineering Department, effective 04/04/2017.
- C-2 Patrick Doremus D.P.W. returned to his permanent title as Motor Broom Driver
- C-3 Kevin Berdnik hired as Police Officer at \$33,000.00 annually, effective 04/03/2017.
- C-4 John Brennan III, Alex Collins, Brian DeYoung, Alessio Esposito, Matthew Fernandes hired as Police Officers at \$30,000.00 annually (Academy Step) effective 04/03/2017.
- C-5 Zachary Martin, Ashley Petrullo, Timothy Polizzi, Brandon Spinella, Daniela Tello, Michael Warnet and James Zenock hired as Police Officers at \$30,000.00 annually, effective 04/03/2017.

COMMUNICATIONS – MEETING MINUTES

- C-6 Minutes of Clifton Arts Center of January 25, 2017
- C-7 Minutes of Clifton Traffic Safety Council of March 16, 2017
- C-8 Minutes of Board of Adjustment of April 5, 2017
- C-9 Minutes of Board of Alcoholic Beverage Control - Regular Meeting of March 8, 2017

ORDINANCES - SECOND READING

A. Adoption of Ordinance 7368-17

B. Public Hearing on Ordinance 7368-17

An Ordinance to Amend, Revise & Supplement C. 439 of the Code of the City of Clifton, Entitled "Vehicles & Traffic," More Particularly Sect 439-39 Thereof, Entitled "Handicapped Parking in Municipal Parking Lots and Board of Education Property" (Adds Municipal Lot No. 17)

The Mayor opened the floor to the public with regard to the Ordinance 7368-17

The following entitled ordinance had been introduced and having passed on first reading, which first reading was by title and said entitled ordinance having been published according to the law and thereafter placed on the Agenda of the present meeting, said ordinance was brought up for public hearing at the opening of such hearing said ordinance was given a second reading which reading was by title and all persons interested having been given an opportunity to be heard concerning said ordinance and upon motion, adopted said hearing was closed and said ordinance was thereafter finally passed without amendments, upon motion regularly made by Councilman Hatala, seconded by Councilman Kolodziej and carried by roll call vote.

(7-0-0-0-) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Hatala, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye.

C. Adoption of Ordinance 7369-17

D. Public Hearing on Ordinance 7369-17

An Ordinance to Amend, Revise & Supplement C. 439 of the Code of the City of Clifton, Entitled "Vehicles & Traffic," More Particularly Sect 439-13 Thereof, Entitled "Parking Prohibited at All Times on Certain Streets" (Adds Main Ave, East Side, 100 Feet South from 998 Main Ave)

The Mayor opened the floor to the public with regard to the Ordinance 7369-17

The following entitled ordinance had been introduced and having passed on first reading, which first reading was by title and said entitled ordinance having been published according to the law and thereafter placed on the Agenda of the present meeting, said ordinance was brought up for public hearing at the opening of such hearing said ordinance was given a second reading which reading was by title and all persons interested having been given an opportunity to be heard concerning said ordinance and upon motion, adopted said hearing was closed and said ordinance was thereafter finally passed without amendments, upon motion regularly made by Councilman Eagler, seconded by Councilman Gibson and carried by roll call voted aye.

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Hatala, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye.

ORDINANCES – FIRST READING

A. Introduction of Ordinance 7370-17

An Ordinance to Amend, Revise and Supplement Chapter 99 of the Code of the City of Clifton, Entitled “Salary And Compensation,” More Particularly Article I Thereof, Entitled “Municipal Council,” Section 99-1 Entitled “Annual Compensation,” To Mandate Direct Deposit For Municipal Employees by the City of Clifton, County of Passaic, State of New Jersey, Pursuant to C. 52:14-15f et. seq.

The entitled ordinance was introduced and read by the City Clerk, as first reading, which reading was by title, passed upon motion made by Councilman Gibson, seconded by Councilman Kolodziej, and carried by roll call vote.

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Hatala, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye.

It was regularly moved, seconded and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, May 2, 2017 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

B. Introduction of Ordinance 7371-17

An Ordinance to Amend, Revise and Supplement Chapter 99 of the Code of the City of Clifton, Entitled “Salary And Compensation,” More Particularly Article II Thereof, Entitled “Nonuniformed Officials and Employees,” Section 99-3 Entitled “Pay Periods,” To Mandate Direct Deposit For Municipal Employees by the City of Clifton, County of Passaic, State of New Jersey, Pursuant to C. 52:14-15f et. seq.

The entitled ordinance was introduced and read by the City Clerk, as first reading, which reading was by title, passed upon motion made by Councilman Hatala, seconded by Councilman Kolodziej, and carried by roll call vote.

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Hatala, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye.

It was regularly moved, seconded and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, May 2, 2017 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

C. Introduction of Ordinance 7372-17

An Ordinance to Amend, Revise and Supplement Chapter 99 of the Code of the City of Clifton, Entitled “Salary And Compensation,” More Particularly Article III Thereof, Entitled “Supervisory Officials and Employees,” Section 99-11 Entitled “Pay Periods,” To Mandate Direct Deposit For Municipal Employees by the City of Clifton, County of Passaic, State of New Jersey, Pursuant to C. 52:14-15f et. seq.

The entitled ordinance was introduced and read by the City Clerk, as first reading, which reading was by title, passed upon motion made by Councilman Hatala, seconded by Councilman Kolodziej, and carried by roll call vote.

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Hatala, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye.

It was regularly moved, seconded and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, May 2, 2017 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

D. Introduction of Ordinance 7373-17

An Ordinance to Amend, Revise and Supplement Chapter 99 of the Code of the City of Clifton, Entitled "Salary And Compensation," More Particularly Article IV Thereof, Entitled "Officials and Employees Not Represented By A Bargaining Unit," Section 99-19 Entitled "Pay Periods," To Mandate Direct Deposit For Municipal Employees by the City of Clifton, County of Passaic, State of New Jersey, Pursuant to C. 52:14-15f et. seq.

The entitled ordinance was introduced and read by the City Clerk, as first reading, which reading was by title, passed upon motion made by Councilman Gibson, seconded by Councilman Kolodziej, and carried by roll call vote.

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Hatala, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye.

It was regularly moved, seconded and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, May 2, 2017 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

E. Introduction of Ordinance 7374-17

An Ordinance to Amend, Revise and Supplement Chapter 99 of the Code of the City of Clifton, Entitled "Salary And Compensation," More Particularly Article V Thereof, Entitled "School Crossing Guards," Section 99-28 Entitled "Pay Periods," To Mandate Direct Deposit For Municipal Employees by the City of Clifton, County of Passaic, State of New Jersey, Pursuant to C. 52:14-15f et. seq.

The entitled ordinance was introduced and read by the City Clerk, as first reading, which reading was by title, passed upon motion made by Councilman Hatala, seconded by Councilwoman Murphy, and carried by roll call vote.

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Hatala, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye.

It was regularly moved, seconded and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, May 2, 2017 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

F. Introduction of Ordinance 7375-17

An Ordinance to Amend, Revise and Supplement Chapter 99 of the Code of the City of Clifton, Entitled "Salary And Compensation," More Particularly Article VI Thereof, Entitled "Confidential Officials and Employees," Section 99-35 Entitled "Pay Periods," To Mandate Direct Deposit For Municipal Employees by the City of Clifton, County of Passaic, State of New Jersey, Pursuant to C. 52:14-15f et. seq.

The entitled ordinance was introduced and read by the City Clerk, as first reading, which reading was by title, passed upon motion made by Councilman Gibson, seconded by Councilman Hatala and carried by roll call vote.

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Hatala, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye.

It was regularly moved, seconded and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, May, 2017 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

G. Introduction of Ordinance 7376-17

An Ordinance to Amend, Revise and Supplement Chapter 77 of the Code of the City of Clifton, Entitled (Police Department) "Salary And Compensation," More Particularly Article II Thereof, Entitled "Salary & Benefits," Section 77-40 Entitled "Pay Periods," To Mandate Direct Deposit For Municipal Employees by the City of Clifton, County of Passaic, State of New Jersey, Pursuant to C. 52:14-15f et. seq.

The entitled ordinance was introduced and read by the City Clerk, as first reading, which reading was by title, passed upon motion made by Councilwoman Murphy, seconded by Councilman Gibson, and carried by roll call vote.

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Hatala, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye.

It was regularly moved, seconded and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, May 2, 2017 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

H. Introduction of Ordinance 7377-17

An Ordinance to Amend, Revise and Supplement Chapter 37 of the Code of the City of Clifton, Entitled (Fire Department) "Salary And Compensation," More Particularly Article II Thereof, Entitled "Salaries & Benefits," Section 37-20 Entitled "Pay Periods," To Mandate Direct Deposit For Municipal Employees by the City of Clifton, County of Passaic, State of New Jersey, Pursuant to C. 52:14-15f et. seq.

The entitled ordinance was introduced and read by the City Clerk, as first reading, which reading was by title, passed upon motion made by Councilman Grabowski, seconded by Councilman Gibson, and carried by roll call vote.

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Hatala, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye.

It was regularly moved, seconded and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, May 2, 2017 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

H. Introduction of Ordinance 7378-17

An Ordinance to Amend, Revise & Supplement C 439 of the Code of the City of Clifton, Entitled "Vehicles & Traffic," More Particularly Sect 439-37 Thereof, Entitled "Handicapped Parking on Streets" (Adds 69 East 9th St & 121 E Clifton Ave)

The entitled ordinance was introduced and read by the City Clerk, as first reading, which reading was by title, passed upon motion made by Councilman Hatala, seconded by Councilman Gibson, and carried by roll call vote.

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Hatala, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye.

It was regularly moved, seconded and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, May 2, 2017 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

I. Introduction of Ordinance 7379-17

An Ordinance to Amend, Revise & Supplement C 439 of the Code of the City of Clifton, Entitled "Vehicles & Traffic," More Particularly Sect 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Adds 9 Restricted Handicapped Spaces)

APRIL 18, 2017

The entitled ordinance was introduced and read by the City Clerk, as first reading, which reading was by title, passed upon motion made by Councilman Gibson, seconded by Councilman Eagler, and carried by roll call vote.

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Hatala, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye.

It was regularly moved, seconded and carried that the ordinances now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, May 2, 2017 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

CITY MANAGER PRIVILEGE

City Manager, Dominick Villano, stated that an effort is being made to spruce up the Morris Canal Park. The sign has been re-erected and the waterway will be dredged. Mr. Villano stated that going forward, in these situations where parks or public gathering places are erected on property that does not belong to the City, he will insist on an agreement between the City and the entity. Mr. Villano stated that lack of an agreement results in loss of funding.

Mayor Anzaldi asked that the memorial trees and placards dedicated to former Councilmembers in Morris Canal Park be cleaned up and repaired.

FLOOR TO MEMBERS OF THE PUBLIC

Steve Goldberg, 124 Charles Street invited all residents to attend the Israeli Flag raising celebration on May 7, 2017. He spoke about freedom and rights in Israel. Mr. Goldberg stated that Israel welcomes refugees and battles terrorism peacefully.

JoAnn MacBeth, 11 Wheeler St., thanked City Manager, Dominick Villano, for fixing the problem with the sewers in the Wheeler Street area. She announced that a Blood Drive will be taking place on May 19, 2017 from 4pm to 8pm at Willowbrook Mall in front of the food court. In closing, she spoke about Gun Violence Awareness Day being held on June 2, 2017.

Ellen DeLosh, 547 Clifton Ave., read a letter she received from Sheriff David A. Clark, Milwaukee County, Wisconsin, regarding sanctuary cities.

A Motion was made by Councilman Hatala, seconded by Councilwoman Murphy, and passed on roll call vote to close the public session.

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Hatala, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye.

COUNCIL PRIVILEGE

Councilwoman Murphy

Councilwoman Murphy made the following announcements: The Garden Club will be holding a Bake Sale, Youth Week will be celebrated in May, the Recreation Center has many events listed on their website, Clifton Skate Day is April 22, 2017. Councilwoman Murphy asked citizens not to put garbage out early and to keep the City clean.

Councilman Kolodziej

Councilman Kolodziej suggested that the flyers being distributed for the Centennial events should include the time of the events, not just the date.

A Motion was made by Councilman Kolodziej, seconded by Councilman Eagler, and passed on roll call vote to amend the language in Resolution 203-17 as follows: after the word caucusing in paragraph 12, add “and considering the credibility of the witnesses and testimony presented that there was ample evidence to issue the following findings”.

(6-0-1-0) Councilman Eagler, Councilman Gibson, Councilman Hatala, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye. Councilman Grabowski abstained.

A Motion was made by Councilman Kolodziej, and seconded by Councilwoman Murphy, and denied on roll call vote to amend Resolution 185-17 to add \$430.00.00 to DPW Salary and Wages to be funded by an increase in the tax levy broken down as follows:

Street & Road Maintenance	\$138,500.00
Recycling Collection	\$ 67,500.00
Shade Tree	\$ 76,000.00
Vehicle Maintenance	\$ 64,500.00
Maintenance of Parks	\$ 83,500.00

(3-4-0-0) Councilman Kolodziej, Councilwoman Murphy and Councilman Grabowski voted aye. Councilman Eagler, Councilman Gibson, Councilman Hatala, and Mayor Anzaldi voted nay.

Councilman Hatala

Councilman Hatala expressed his condolences to the Bennion Family on the passing of Nancy Bennion. He thanked JoAnn MacBeth on her efforts to stop gun violence and said he supports her efforts. Councilman Hatala announced that a volunteer clean-up of the Dundee riverbank will take place April, 22, 2017 from 9am to 12pm for anyone who is interested in volunteering. Councilman Hatala said he met with the Botany Special Improvement District and they asked what the status was for the replacement of the fountain in Sullivan Square. They also wanted to know when the clean-up of the two parks will begin. City Manager, Dominick Villano, stated that the cost of the fountain was an issue. Mayor Anzaldi asked Mr. Villano if he could have the DPW and Engineering Department come up with some ideas to build a replacement fountain. He asked that Mr. Villano provide costs for a new fountain at the next Council Meeting. Councilman Hatala announced that the Economic Development Committee will meet on Thursday and the Bond Advisory Committee will be going forward with many projects now that the weather is getting warmer. Councilman Hatala announced that the bus trip to the Yankee game will be on August 15, 2017. The tickets are \$66.00 each and can be paid for by check or cash. In closing, Councilman Hatala said he received numerous complaints regarding MONOC Ambulance Services and what he feels are unscrupulous practices.

A Motion was made by Councilman Hatala, seconded by Councilman Eagler, and passed on roll call vote to petition Assemblyman Giblin to change the regulation allowing MONOC to do business and/or to look into the practices of MONOC.

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Hatala, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye.

City Manager, Dominick Villano, stated that he had previously met with the Assembly and that he is going to reach out to local hospitals to see if they could provide the service. He suggested once a new provider is established, a resolution can be drawn up and presented to Trenton. Mayor Anzaldi stated that the City needs to get out of the “track area” of MONOC.

A Motion was made by Councilman Eagler, seconded by Councilman Kolodziej, and passed on roll call vote to move the Council Meeting of Tuesday, August 15, 2017 to Wednesday, August 16, 2017 due to the bus trip to the Yankee game.

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Hatala, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye.

Councilman Grabowski

Councilman Grabowski announced that all dogs need to be licensed. He said that the City Health Department offers one year and three year licenses. Councilman Grabowski asked all residents have their animals vaccinated for rabies. He announced that the Health Department will be holding a Rabies Clinic on April 25, 2017.

Councilman Gibson

Councilman Gibson thanked Joann MacBeth for her efforts against gun violence. He announced that the Clifton Republican Club is offering a \$1,000.00 scholarship to a graduating Clifton High School Senior. Councilman Gibson suggested that the Clifton Cable Channel create a

programming guide showing what will be on the air each day. Councilman Kolodziej asked for clarification on how it would be set up. Councilman Gibson said it would be set up as a still screen and not a crawling or rolling format.

A Motion was made by Councilman Gibson, seconded by Councilman Eagler, and passed on roll call vote to send a request to the Clifton Cable Channel to create a programming time guide which will allow residents to know when the programs they are interested in will be aired.

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Hatala, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye.

Councilman Gibson said he hoped everyone had a special Passover and Easter. He announced that this Saturday, April 22, 2017 is opening day for the Clifton Junior Athletic League. He stated that the opening day parade will commence at the Masonic Lodge on Van Houten Avenue and end at Albion Park off Valley Road. Councilman Gibson also announced that the Clifton American League will also have their opening day on Saturday, April 22, 2017, at Mt. Prospect Park.

Councilman Grabowski announced that the Athenia Business Association is offering Music Scholarships to Clifton High School students.

Councilman Eagler

Councilman Eagler congratulated the Town of Garfield on their Centennial. He asked City Manager, Dominick Villano, if there was any update on the discussions that took place at the last Towing Meeting. Mr. Villano stated that he would investigate and report back to Councilman Eagler. Councilman Eagler said he received several phone calls regarding street cleaning being done around churches last Easter Sunday. He asked City Manager, Dominick Villano, why this was done on overtime and not during the work week. Mr. Villano told Councilman Eagler that he approved the cleaning of the streets around all religious buildings to have the areas clean for the holidays. Councilman Eagler asked City Attorney, Matthew Priore, if Bliss Lounge has filed an appeal as a result of the vote, last week, to revoke their Entertainment License. Mr. Priore said he did not hear of any appeal being filed to date. He announced that April 26, 2017, at 6:30 pm, a Centennial Celebration will take place at City Hall. Councilman Eagler asked Mayor Anzaldi if any transportation will be provided to seniors so they could attend the ceremony. Mayor Anzaldi suggested that Councilman Eagler discuss the situation with City Manager, Dominick Villano. He announced that the time capsule from 1967 has been found and is in pristine shape. Mayor Anzaldi stated that the time capsule is open and that everything is in excellent condition. He stated that all the contents will be on display at the Centennial Celebration on April 26th as well as other memorabilia. Mayor Anzaldi also advised that the two City libraries have some wonderful displays and he urged residents to visit to see for themselves. In closing Councilman Eagler said he hoped residents enjoyed their Easter and Passover.

Mayor Anzaldi

Mayor Anzaldi announced that April 24th through April 28th, the DPW will be giving away tree seedlings in honor of Earth Day. He also announced that the 100th Anniversary Committee will be hosting a Masquerade Party at the Athenia Vets on May 13th. Mayor Anzaldi asked that enforcement efforts be stepped up in reference to garbage, littering, illegal landscapers and commercial vehicles parking overnight. He spoke about the ordinance which provides for residents to call into dispatch to make complaints regarding quality of life issues. Councilman Gibson stated that residents do not like to make complaints to the police. Mayor Anzaldi suggested that the City go back to the former way of reporting which is to call the City Manager and he can report these issues. City Manager, Dominick Villano, stated that the residents are asked to call dispatch so a record can be kept of the complaint.

A Motion was made by Councilman Eagler, seconded by Councilman Kolodziej, and passed on roll call vote to have the Legal Department investigate passing an Ordinance to revert back to the former reporting procedure for quality of life issues.

City Attorney, Matthew Priore, stated that a Police Sub-committee is coming up and that possibly this issue should go to them. Mayor Anzaldi disagreed and said it is a City Manager responsibility. Mayor Anzaldi stated that the City of Clifton's website has a schedule for programs that air on the Cable Channel.

RESOLUTIONS VOTED ON SEPARATELY

(6-0-1-0) Councilman Eagler, Councilman Gibson, Councilman Hatala, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye. Councilman Grabowski abstained.

R203-17 Resolution Revoking Entertainment License for Joey's Place, LLC t/a Bliss Lounge

**RESOLUTION REVOKING ENTERTAINMENT LICENSE FOR JOEY'S PLACE, LLC
T/A BLISS LOUNGE**

WHEREAS, Joey's Place, LLC t/a Bliss Lounge, appeared at a hearing before the Municipal Council on April 11, 2017 to show cause in accordance with § 215-8 of the Code of the City of Clifton why its entertainment license should not be suspended or revoked, or have other conditions or safeguards imposed as the Council may deem necessary to provide for the public health, safety and welfare;

WHEREAS, on or about August 31, 2016, Joey's Place, LLC t/a Bliss Lounge hosted a "teen night" event that attracted a large number of juvenile patrons and resulted in a large disturbance requiring the response of numerous police officers from several jurisdictions to control and disperse the crowd;

WHEREAS, an entertainment license was issued to Joey's Place, LLC, t/a Bliss Lounge by Resolution adoption the Municipal Council on September 20, 2016;

WHEREAS, the September 20, 2016 Resolution adopted by the Municipal Council, inter alia, reduced the entertainment authorized for Joey's Place, LLC t/a Bliss Lounge from five (5) nights per week to three (3) nights per week; reduced the hours of entertainment from 9:00 p.m. to 2:30 a.m., to 9:00 p.m. to 1:00 a.m.; eliminated all optional entertainment nights except New Year's Eve, eliminated "teen nights;" limited entertainment each night to no more than two (2) entertainers; and imposed a requirement that Joey's Place, LLC t/a Bliss Lounge hire two (2) off duty law enforcement officers on all nights when entertainment is offered;

WHEREAS, the September 20, 2016 Resolution adoption the Municipal Council required Joey's Place, LLC t/a Bliss Lounge to appear before the Municipal Council at the first regularly scheduled Council meeting in March 2017 to review the permission granted for entertainment under the September 20, 2016 Resolution;

WHEREAS, Joey's Place, LLC t/a Bliss Lounge, appeared at the regularly scheduled Council meeting on March 7, 2017 to review the permission granted for entertainment under the September 20, 2016 Resolution;

WHEREAS, a neighboring business owner also appeared at the March 7, 2017 Council meeting and raised security and other issues regarding the operation of Joey's Place, LLC t/a Bliss Lounge;

WHEREAS, the Municipal Council instructed Joey's Place, LLC t/a Bliss Lounge to confer with the neighboring business owner and his attorney to see if they could agree on a solution to the security and other concerns and report back to the Council at the March 21, 2017 Council meeting;

WHEREAS, on or about March 12, 2017, another incident involving a large crowd at Joey's Place, LLC t/a Bliss Lounge occurred, resulting in the crowd forcing its way into the establishment through security, once again requiring the response of numerous police officers from several jurisdictions to control and disperse the crowd;

WHEREAS, after confirming the availability of all interested parties, by letter dated March 23, 2017, the City of Clifton notified all owners of Joey's Place, LLC t/a Bliss Lounge and its attorney that a hearing was scheduled before the Municipal Council on April 11, 2017 at 6:00 p.m. at which time Joey's Place, LLC t/a Bliss Lounge would be required to show cause in accordance with § 215-8 of the code of the City of Clifton why its entertainment license should not be suspended or revoked, or have other conditions or safeguards imposed as the Council may deem necessary to provide for the public health, safety and welfare;

WHEREAS, at the hearing on April 11, 2017, Joey’s Place, LLC t/a Bliss Lounge, was afforded the opportunity cross examine witnesses called by the City of Clifton, call witnesses to testify on its own behalf before the Municipal Council and be heard on all matters pertaining to the revocation of its entertainment license;

WHEREAS, at the conclusion of the hearing on April 11, 2017, the Municipal Council after caucusing and considering the credibility of the witnesses and testimony presented, that there was ample evidence to issue the following findings:

- 1. That on or about March 12, 2017, Joey’s Place, LLC, t/a Bliss Lounge did have, or attempted to furnish entertainment after 1:00 a.m. in violation of the terms and conditions of its entertainment license;
- 2. That on or about March 12, 2017, Joey’s Place, LLC, t/a Bliss Lounge knowingly and/or recklessly created or maintained a nuisance which endangered the health, safety and welfare of a considerable number of persons by publicizing and/or hosting an event that attracted a large crowd that required the response of numerous police officers from several jurisdictions to control and disperse;
- 3. That on or about March 12, 2017, Joey’s Place, LLC, t/a Bliss Lounge failed to call the Clifton Police Department once the crowd became unruly which allowed the crowd to force its way into the establishment through security; and
- 4. That on or about March 12, 2017, Joey’s Place, LLC, t/a Bliss Lounge did permit its establishment to conduct itself in violation of its ABC license pursuant to the New Jersey Administrative Code and/or Clifton City Ordinances.

WHEREAS, a motion was then made and seconded to revoke the entertainment license of Joey’s Place LLC, t/a Bliss Lounge, which was unanimously approved by the Council;

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Clifton, that the Entertainment License of Joey’s Place LLC, t/a Bliss Lounge of 955 Allwood Road, Clifton, New Jersey (B-D Zone) is hereby revoked and that Joey’s Place, LLC, t/a Bliss Lounge is hereby prohibited from offering entertainment of any type at its establishment.

RESOLUTIONS

A Motion was made by Councilman Hatala and seconded by Councilwoman Murphy to move the group:

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Hatala, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye.

R184-17 Resolution to approve claims to be paid meeting of April 18, 2017

**RESOLUTION TO APPROVE CLAIMS TO BE PAID
MEETING OF April 18, 2017**

Resolved that all claims on the attached sheets are approved as reasonable and proper claims against the City of Clifton.

Current Fund	\$	3,218,469.06
Trust Escrow		
General Capital Fund	\$	67,637.13
Dog Trust	\$	746.77
Trust Other	\$	138,795.50
Community Development	\$	4,073.28
Grant Fund	\$	41,643.69
Reserve for Housing		
Tax Title Lien Redemption	\$	
Unemployment Trust Fund	\$	
Revolving Loan Fund		
Section 8 Public Housing	\$	248,370.23
Self Insurance	\$	456,554.57
Police Extra Duty	\$	37,740.00
COAH		
Fire Dedicated Penalties	\$	

Sewer Utility – Operating	\$	605,400.91
Sewer Utility – Capital	\$	128,179.80
Library	\$	81,621.47
Developers Escrow	\$	6,087.03
General Liability Trust	\$	21,590.05
Workers Compensation Trust	\$	70,668.49
TOTAL CLAIMS	\$	5,127,577.98

R185-17 Resolution to Adopt the 2017 Municipal Budget

**RESOLUTION TO ADOPT
2017 MUNICIPAL BUDGET**

WHEREAS, the 2017 City of Clifton Municipal Budget was introduced at the March 21, 2017 Meeting of the Mayor and City Council; and,

WHEREAS, the 2017 Municipal Budget was advertised for a Public Hearing and Adoption at the April 18,2017 Meeting of the Mayor and City Council in the March 31, 2017 edition of The Herald News; and,

WHEREAS, the Public Hearing on the adoption of the Municipal Budget was held on April 18, 2017, as advertised, for the 2017 Municipal Budget, which includes the Sewer Utility Budget,

WHEREAS, the User Friendly Budget Document, as required by the State of New Jersey (NJSA 40A:4-10), was submitted to the State of New Jersey with the Introduced Budget and will again be submitted with the Adopted Budget; and

WHEREAS, the City Council waives the reading of the 2017 Municipal Budget in its entirety due to the fact that the 2017 Budget has been available in the City Clerk’s Office as well as the Clifton Public Libraries;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the City of Clifton that the following statements of Revenue and Appropriations attached hereto constitutes the local Budget of the City of Clifton, County of Passaic, State of New Jersey, for the Year 2017, as adopted by the Mayor and City Council, by no less than a majority of the full membership of the City Council (5);

BE IT FURTHER RESOLVED, that the City Clerk’s Office files Certified Copies of the 2017 Municipal Budget with the State of New Jersey, Department of Community Affairs, and the Passaic County Tax Office.

R186-17 Resolution Canceling Grant Fund Account Balance

**RESOLUTION CANCELING
GRANT FUND ACCOUNT BALANCES**

WHEREAS, the following grant projects with in the Current Fund and the Grant Fund of the City of Clifton budget balances remain unexpended or have been reduced:

Account Name Cancel Amount
2015 – Homeland Security Grant \$ 7,500.00

WHEREAS, it is necessary to formally cancel said balances so that the Grant program may be closed out and removed from the open balances, and

WHEREAS, it may be necessary to refund any excess funds received from the Grant Agency if the City of Clifton receives funding in excess of the requirement of the program.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey, that the above listed Grant Fund Project balances be canceled and any excess funds received returned to the appropriate Grant Agency.

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R187-17 Resolution for the Reclassification of Payments

RECLASSIFICATION OF PAYMENTS

BE IT RESOLVED, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey, that the Chief Financial Officer is hereby authorized to reclassify the following payments as follows:

CHECK#	DATE	PAYEE	AMOUNT	FROM	TO
110463	06/09/16	TRC Environmental Corp	996.68	04-215-55-937-003	04-215-55-901-001
111401	08/17/16	TRC Environmental Corp	4,427.72	04-215-55-937-003	04-215-55-901-001

R188-17 Resolution Canceling Capital Project Balances in the Sewer Utility Capital Account

RESOLUTION CLOSING AND CANCELING
OUTSTANDING CAPITAL ACCOUNT BALANCES

WHEREAS, there exists outstanding capital projects with in the Sewer Utility Capital Fund of the City of Clifton; and

WHEREAS, the accounts indicated below are no longer utilized as capital projects and are now considered complete;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey, that these Sewer Utility Capital Fund Projects be hereby closed and the remaining balance be zeroed and canceled to their respective accounts and balances:

Account Number and Name Cancel Amount
08-215-55-935-002 – 2012 Sewer Root Foaming – Ordinance 7035 \$ 319.46
08-215-55-935-003 – 2012 Sewer Pump Station Maint. – Ord. 7035 \$ 1,084.11
08-215-55-945-001 – 2016 Attenuator Purchase Ordinance 7303 \$ 15,580.80
Total Sewer Utility Capital Improvement Projects To Be Canceled: \$ 16,984.37
R189-17 Resolution Closing and Canceling Outstanding Capital Projects in the Capital Account

RESOLUTION CLOSING AND CANCELING
OUTSTANDING CAPITAL PROJECT ACCOUNT BALANCES

WHEREAS, there exists outstanding capital projects with in the Capital Fund of the City of Clifton; and

WHEREAS, the accounts indicated below are no longer utilized as capital projects and are now considered complete;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey, that these Capital Fund Projects be hereby closed and the remaining balance be zeroed and canceled to their respective accounts and balances:

Bond
Account Number and Name Ordinance Cancel Amount
04-215-55-951-602 – 2015 2 Wheel Loader 7215 (\$17,796.00)
04-215-55-951-604 – 2015 Utility Truck 7215 \$ 5,217.00
04-215-55-951-606 – 2015 Hook Lift Truck 7215 \$ 17,700.00
04-215-55-948-701 – 2014 Technology Upgrades 7155 \$ 31.17
04-215-55-948-702 – 2014 Cable TV Upgrades 7155 \$ 1,020.66
04-215-55-937-001 – 2012 Administrative Costs 7037 \$ 22,000.00
04-215-55-937-003 – 2012 Remediation Costs 7037 (\$21,375.00)
04-215-55-937-010 – 2012 Generator for City Hall 7037 \$ 1,682.67
Total Capital Improvements To Be Canceled: \$ 8,480.50

BE IT FURTHER RESOLVED, that the Finance Office is authorized to cancel said balances and correct the City’s financial records for these cancellations.

R190-17 Resolution Authorizing and Ratifying Sanitary Sewer Emergency Services at Liberty Street and LaSalle Avenue

**RESOLUTION AUTHORIZING AND RATIFYING SANITARY SEWER
EMERGENCY SERVICES AT LIBERTY STREET AND LASALLE AVENUE**

WHEREAS, a report, dated April 5, 2017 was submitted to the City Manager by City Engineer Michael J. Lardner, which indicated the need for emergency work to the sanitary sewer at Liberty Street and LaSalle Avenue; and

WHEREAS, the report notes that the sewer crew was unable to relieve the surcharged sewer due to an apparent broken pipe, and needed to be excavated and repaired; and

WHEREAS, because of the emergent nature of the sewer blockage, which would have impacted the health, safety and welfare of the public, it was necessary to engage the services of Montana Construction, Inc. of Lodi, New Jersey to cope with the emergency conditions, all without the necessity of formal bidding for services; and

WHEREAS, the emergency was abated by the replacement of approximately 8’ of pipe and restoration of the trench; and

WHEREAS, The City Engineer recommends an expenditure to cover the cost of the work at this location, and this Governing Body wishes to approve and ratify the emergency services and the expenditure of funds:

NOW THEREFORE BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, that the emergency sanitary sewer work performed at Liberty Street and LaSalle Avenue by Montana Construction, Inc. is hereby approved and ratified, and an amount not to exceed \$19,384.67 is authorized to be allocated to this project.

R191-17 Resolution Authorizing Award of Contract for the Purchase of a 2018 International 7400 with Medium Duty Refuse Body to the Sole Bidder (DPW)

**RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR THE PURCHASE OF
A 2018 INTERNATIONAL 7400 WITH MEDIUM DUTY REFUSE BODY TO THE
SOLE BIDDER (DPW)**

WHEREAS, the Purchasing Agent advertised for receipt of bids on April 6, 2017 and only one (1) bid was received and opened from the following vendor:

Deluxe International Trucks, Inc. - \$134,060

WHEREAS, upon review of the bid packet, the Supervising Mechanic recommends the award of contract for the purchase of a 2018 International 7400 with medium duty refuse body to the sole bidder, Deluxe International Trucks, Inc. in an amount not to exceed \$134,060; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council that a contract for the purchase of a 2018 International 7400 with medium duty refuse body is hereby awarded to the sole bidder Deluxe International Trucks, Inc., 600 S. River Street, Hackensack, NJ 07601 in an amount not to exceed \$134,060; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized and directed to execute a contract on behalf of the City of Clifton, and that the original of this resolution and the contract above referred to be placed on file and made available for inspection at the Office of the City Clerk of the City of Clifton; and

BE IT FURTHER RESOLVED, that no services and/or goods shall commence prior to issuance of a Purchase Order by the Finance Department.

R192-17 Resolution Authorizing Increase of Funds on an Existing Purchase Order for Samuels Inc. (DBA Buy Wise Auto Parts)

RESOLUTION AUTHORIZING INCREASE OF FUNDS ON AN EXISTING PURCHASE ORDER FOR SAMUELS INC. (DBA BUY WISE AUTO PARTS)

WHEREAS, on January 17, 2017 the governing body approved R046-17 titled “Resolution Authorizing Purchases through the New Jersey State Contract and through Cooperative Purchasing Contracts”; and

WHEREAS, as per the Municipal Council’s Rules of Order (Rule #4), the City Manager shall incur no expense exceeding \$17,500 except where authorized by law or the Municipal Council; and

WHEREAS, the Supervising Mechanic requests the governing body’s authorization to increase funds in the amount of \$25,000 (which brings the total purchase order amount to \$30,000) on Samuels, Inc. purchase order number 23015 for the purchase of automotive parts and accessories off of NJ State Contract #85992; and

WHEREAS, this increase is necessary for the continued maintenance and repairs of the City’s entire fleet of 384 vehicles; and

NOW, THEREFORE, BE IT RESOLVED, that the governing body hereby authorizes the additional funds of \$25,000 to be expended for said purchases, which brings the total amount of the purchase order to \$30,000.

R193-17 Resolution Authorizing and Ratifying Filing of Counterclaims Before the Tax Court of NJ and Cross Petitions Before the Passaic County Board of Taxation

RESOLUTION AUTHORIZING AND RATIFYING FILING OF COUNTERCLAIMS BEFORE THE TAX COURT OF NEW JERSEY AND CROSS PETITIONS BEFORE THE PASSAIC COUNTY BOARD OF TAXATION

BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, that counterclaims be and are hereby authorized to be filed with the Tax Court of New Jersey and Cross Petitions be and are hereby authorized to be filed with the Passaic County Board of Taxation in connection with the following properties:

Cross Petitions - Passaic County Board of Taxation:

<u>Block</u>	<u>Lot</u>	<u>Address</u>
4.12	20	297 Parker Avenue
8.22	6	141 Center Street
8.22	7	137 Center Street
58.08	7	545 Fenlon Boulevard
66.01	13	887 Allwood Road

Counterclaims - Tax Court of New Jersey:

<u>Block</u>	<u>Lot</u>	<u>Address</u>
44.10	35	1234 Route 46

R194-17 Resolution to Cancel Tax Sale Certificate 2016-358 Being a Lien on Real Property Known as Block 37.03, Lot 42, 25 Grunwald Street

**RESOLUTION TO CANCEL TAX SALE CERTIFICATE 2016-358 A LIEN ON
REAL PROPERTY NOWN AS BLOCK 37.03, LOT 42, 25 GRUNWALD STREET**

WHEREAS, at the Tax Sale held on November 29, 2016, the City of Clifton sold tax lien on Block 37.03, Lot 42, also known as 25 Grunwald Street, for delinquent 2015 sewer balance, owned by 25 Grunwald Street LLC, and

WHEREAS, this Tax Title Lien Certificate 2016-358 was sold to US Bank Custodian for Pro Capital 6, LLC Sterling National for 0% redemption fee and a premium of \$18,100.00;

WHEREAS, the resident paid the outstanding sewer balance on November 18, 2016 to avoid Tax Sale and said amount was applied to the Tax Account rather than the Sewer Account and

WHEREAS, the delinquent sewer balance went to Tax Sale to a US Bank, Pro Capital 6 and the lien holder paid the subsequent delinquent tax for 2016

WHEREAS, the City of Clifton made an error in posting a sewer payment and placing the property to Tax Sale, the City of Clifton must remedy and refund the lien holder all amount paid up to date of refund and said amount of delinquency will be transferred back to the 2016 tax account and

NOW THEREFORE, BE IT RESOLVED, that the aforesaid tax lien for delinquent 2015 sewer balance is hereby cancelled, and the Tax Collector is hereby authorized to refund \$15,011.52 to US Bank Custodian for Pro Capital 6 and to transfer said amount to the tax account of 2016 on Block 37.03, Lot 42.

R195-17 Resolution Amending Resolution Adopted on February 21, 2017, Entitled "Resolution Awarding Contract to Whirl Construction, Inc. for Removal and Reinstallation of Equipment at Clifton Skate Park" (Increases Contract Amount)

**RESOLUTION AMENDING RESOLUTION ADOPTED ON FEBRUARY 21, 2017,
ENTITLED ARESOLUTION AWARDDING CONTRACT TO WHIRL CONSTRUCTION,
INC. FOR REMOVAL AND REINSTALLATION OF EQUIPMENT AT CLIFTON
SKATE PARK@ (INCREASES CONTRACT AMOUNT)**

BE IT FURTHER RESOLVED, that Resolution R111-17, adopted on February 21, 2017, entitled A Resolution Awarding Contract to Whirl Construction, Inc. for Removal and Reinstallation of Equipment at Clifton Skate Park,@ is amended to increase the amount of the contract awarded to Whirl Construction, Inc. from \$38,900.00 to \$39,500.00, to include the cost of the required bond.

R196-17 Resolution of Congratulations to the United Reformed Church of Clifton Upon its 125th Anniversary

**RESOLUTION OF CONGRATULATIONS TO THE UNITED REFORMED CHURCH
OF CLIFTON UPON ITS 125TH ANNIVERSARY**

WHEREAS, on May 1, 2017, The United Reformed Church of Clifton, located at Clifton Avenue and First Street, will celebrate the 125th Anniversary of its founding; and

WHEREAS, The United Reformed Church of Clifton, which has been a spiritual home for hundreds of families, was formed by the merger of the Clifton Reformed Church, the Bethel Reformed Church of Passaic and the AOld First@ Reformed Church of Passaic; and

WHEREAS, the Church has been faithfully served by scores of capable lay leaders and 16 pastors over these many years, the most recent being The Rev. Fred Tanis, Jr. (1995-2007), The Rev. Roland Ratmeyer (2007-2009), and The Rev. Michael A. Weber (2009-present); and

WHEREAS, The United Reformed Church has a generous history of supporting charitable and mission organizations both at home and abroad, and has proven to be a good citizen within the

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City of Clifton, enhancing the life of our community by its many good works, which are too numerous to mention; and

WHEREAS, the Governing Body of the City of Clifton is proud and happy to join in the celebration of this most important milestone in the existence of The United Reformed Church of Clifton, and to publicly acknowledge its substantial contributions to the spiritual and temporal life of the community-at-large;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Members of the Municipal Council of the City of Clifton, on behalf of all the citizens of Our Great City, do hereby formally and officially tender heartfelt congratulations to The United Reformed Church of Clifton on the occasion of its One Hundred Twenty-Fifth Anniversary, and do extend best wishes to its parishioners, clergy and all the faithful for continued success and further development in the future.

R197-17 Resolution of Congratulations to Matthew Troller on Attainment of Eagle Scout Award

**RESOLUTION OF CONGRATULATIONS TO MATTHEW TROLLER ON
ATTAINMENT OF EAGLE SCOUT AWARD**

WHEREAS, on Sunday, April 23, 2017, MATTHEW TROLLER will have conferred upon him the AEagle Scout@ award at an Eagle Scout Court of Honor to be held at the St. Andrew The Apostle Church in Clifton; and

WHEREAS, the attainment of this high honor reflects great credit not only on MATTHEW and his family, but also on his troop, Boy Scout Troop 23, Boy Scouts of America, and the entire community;

NOW, THEREFORE, BE IT RESOLVED, that we, the Mayor and Members of the Municipal Council of the City of Clifton, do hereby formally note the bestowal of this distinguished award upon

MATTHEW TROLLER

and do join with his family, many friends, and fellow scouts in extending heartfelt congratulations to him on behalf of all the citizens of Clifton; and

BE IT FURTHER RESOLVED, that this resolution be spread upon the minutes of this meeting, and a copy thereof presented to EAGLE SCOUT MATTHEW TROLLER.

R198-17 Resolution of Congratulations to Randy Castillo on Attainment of Eagle Scout Award

**RESOLUTION OF CONGRATULATIONS TO RANDY CASTILLO ON ATTAINMENT
OF EAGLE SCOUT AWARD**

WHEREAS, on Sunday, April 23, 2017, RANDY CASTILLO will have conferred upon him the AEagle Scout@ award at an Eagle Scout Court of Honor to be held at the St. Andrew The Apostle Church in Clifton; and

WHEREAS, the attainment of this high honor reflects great credit not only on RANDY and his family, but also on his troop, Boy Scout Troop 23, Boy Scouts of America, and the entire community;

NOW, THEREFORE, BE IT RESOLVED, that we, the Mayor and Members of the Municipal Council of the City of Clifton, do hereby formally note the bestowal of this distinguished award upon

RANDY CASTILLO

and do join with his family, many friends, and fellow scouts in extending heartfelt congratulations to him on behalf of all the citizens of Clifton; and

BE IT FURTHER RESOLVED, that this resolution be spread upon the minutes of this meeting, and a copy thereof presented to EAGLE SCOUT RANDY CASTILLO.

R199-17 Resolution of Congratulations to Kristopher Aponte on Attainment of Eagle Scout Award

**RESOLUTION OF CONGRATULATIONS TO KRISTOPHER APONTE ON
ATTAINMENT OF EAGLE SCOUT AWARD**

WHEREAS, on Sunday, April 23, 2017, KRISTOPHER APONTE will have conferred upon him the AEagle Scout@ award at an Eagle Scout Court of Honor to be held at the St. Andrew The Apostle Church in Clifton; and

WHEREAS, the attainment of this high honor reflects great credit not only on KRISTOPHER and his family, but also on his troop, Boy Scout Troop 23, Boy Scouts of America, and the entire community;

NOW, THEREFORE, BE IT RESOLVED, that we, the Mayor and Members of the Municipal Council of the City of Clifton, do hereby formally note the bestowal of this distinguished award upon

KRISTOPHER APONTE

and do join with his family, many friends, and fellow scouts in extending heartfelt congratulations to him on behalf of all the citizens of Clifton; and

BE IT FURTHER RESOLVED, that this resolution be spread upon the minutes of this meeting, and a copy thereof presented to EAGLE SCOUT KRISTOPHER APONTE.

R200-17 Resolution Approving Developer Agreement Between the City of Clifton and Turabdin Realty, LLC

**RESOLUTION APPROVING DEVELOPER AGREEMENT BETWEEN THE CITY OF
CLIFTON AND TURABDIN REALTY, LLC**

BE IT RESOLVED, that a Developer Agreement between the City of Clifton and Turabdin Realty, LLC, the developer of Block 2.12, Lots 18 and 19, 635 Lexington Avenue, Clifton, New Jersey, is hereby authorized and approved; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized and directed to execute said Developer Agreement on behalf of the City of Clifton.

R201-17 Resolution Authorizing Execution of Cancellation of Mortgages Between City of Clifton and Dorothy Baurys; and Robert Lora (CHIP)

**RESOLUTION AUTHORIZING EXECUTION OF CANCELLATION OF
MORTGAGES BETWEEN CITY OF CLIFTON AND DOROTHY BAURYS; and
ROBERT LORA (CLIFTON HOME IMPROVEMENT PROGRAM)**

WHEREAS, on October 1, 2010, in conjunction with a CHIP grant to Dorothy Baurys, a mortgage in the amount of \$6,042.50 was given by the City of Clifton for property situated at 11 Adams Street, Clifton, New Jersey (Block 15.11, Lot 54); and

WHEREAS, on February 17, 2011, in conjunction with a CHIP grant to Robert Lora, a mortgage in the amount of \$3,000.00 was given by the City of Clifton for property situated at 298 Madison Avenue, Clifton, New Jersey (Block 20.18, Lot 25); and

WHEREAS, the Program Director of the Clifton Home Improvement Program has advised that the aforesaid mortgages have expired;

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NOW, THEREFORE, BE IT RESOLVED, by the Mayor and the Municipal Council of the City of Clifton, that the Mayor and City Clerk be and they are hereby authorized to execute Cancellation/Discharge of Mortgage in a form satisfactory to the Law Department.

R202-17 Resolution Granting to the County of Passaic a Performance Guarantee for Work Performed on a Passaic County Highway

RESOLUTION GRANTING TO THE COUNTY OF PASSAIC A PERFORMANCE GUARANTEE FOR WORK PERFORMED ON A PASSAIC COUNTY HIGHWAY

WHEREAS, the Passaic County Board of Chosen Freeholders has adopted a resolution known as the Highway Opening and Use Resolution; and

WHEREAS, the aforementioned resolution provides that whenever a Highway Opening and Use Permit is issued, a performance bond must be posted with the County of Passaic; and

WHEREAS, the City of Clifton will be granted a Highway Opening and Use Permit by the County of Passaic from time to time in order to perform work in, on, under or over the public right of way of the County in connection with the operation of the City=s utilities; and

WHEREAS, the County requires a bond for each and every permit issued to work in, on, under or over the public right of way of the County; and

WHEREAS, the bond guarantees proper performance of the Highway Opening and Use Permit; and

WHEREAS, the City desires to file a single bond, which shall cover any and all Highway Opening and Use Permits granted by the County of Passaic to the City of Clifton for the purpose of work within the County right of way for a period of two (2) years from the date of the final pavement restoration inspection of the work for which the permit has been issued;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, that the City of Clifton shall indemnify and hold the County of Passaic harmless for any and all liability for work performed by the City of Clifton within the right of way of the County of Passaic, and hereby provides a Performance Guarantee in the amount of \$30,000.00 for work performed within the right of way of the County of Passaic.

R203-17 Resolution Revoking Entertainment License for Joey's Place, LLC t/a Bliss Lounge

**RESOLUTION REVOKING ENTERTAINMENT LICENSE FOR JOEY’S PLACE, LLC
T/A BLISS LOUNGE**

WHEREAS, Joey’s Place, LLC t/a Bliss Lounge, appeared at a hearing before the Municipal Council on April 11, 2017 to show cause in accordance with § 215-8 of the Code of the City of Clifton why its entertainment license should not be suspended or revoked, or have other conditions or safeguards imposed as the Council may deem necessary to provide for the public health, safety and welfare;

WHEREAS, on or about August 31, 2016, Joey’s Place, LLC t/a Bliss Lounge hosted a “teen night” event that attracted a large number of juvenile patrons and resulted in a large disturbance requiring the response of numerous police officers from several jurisdictions to control and disperse the crowd;

WHEREAS, an entertainment license was issued to Joey’s Place, LLC, t/a Bliss Lounge by Resolution adoption the Municipal Council on September 20, 2016;

WHEREAS, the September 20, 2016 Resolution adopted by the Municipal Council, inter alia, reduced the entertainment authorized for Joey’s Place, LLC t/a Bliss Lounge from five (5) nights per week to three (3) nights per week; reduced the hours of entertainment from 9:00 p.m.

to 2:30 a.m., to 9:00 p.m. to 1:00 a.m.; eliminated all optional entertainment nights except New Year's Eve, eliminated "teen nights;" limited entertainment each night to no more than two (2) entertainers; and imposed a requirement that Joey's Place, LLC t/a Bliss Lounge hire two (2) off duty law enforcement officers on all nights when entertainment is offered;

WHEREAS, the September 20, 2016 Resolution adoption the Municipal Council required Joey's Place, LLC t/a Bliss Lounge to appear before the Municipal Council at the first regularly scheduled Council meeting in March 2017 to review the permission granted for entertainment under the September 20, 2016 Resolution;

WHEREAS, Joey's Place, LLC t/a Bliss Lounge, appeared at the regularly scheduled Council meeting on March 7, 2017 to review the permission granted for entertainment under the September 20, 2016 Resolution;

WHEREAS, a neighboring business owner also appeared at the March 7, 2017 Council meeting and raised security and other issues regarding the operation of Joey's Place, LLC t/a Bliss Lounge;

WHEREAS, the Municipal Council instructed Joey's Place, LLC t/a Bliss Lounge to confer with the neighboring business owner and his attorney to see if they could agree on a solution to the security and other concerns and report back to the Council at the March 21, 2017 Council meeting;

WHEREAS, on or about March 12, 2017, another incident involving a large crowd at Joey's Place, LLC t/a Bliss Lounge occurred, resulting in the crowd forcing its way into the establishment through security, once again requiring the response of numerous police officers from several jurisdictions to control and disperse the crowd;

WHEREAS, after confirming the availability of all interested parties, by letter dated March 23, 2017, the City of Clifton notified all owners of Joey's Place, LLC t/a Bliss Lounge and its attorney that a hearing was scheduled before the Municipal Council on April 11, 2017 at 6:00 p.m. at which time Joey's Place, LLC t/a Bliss Lounge would be required to show cause in accordance with § 215-8 of the code of the City of Clifton why its entertainment license should not be suspended or revoked, or have other conditions or safeguards imposed as the Council may deem necessary to provide for the public health, safety and welfare;

WHEREAS, at the hearing on April 11, 2017, Joey's Place, LLC t/a Bliss Lounge, was afforded the opportunity cross examine witnesses called by the City of Clifton, call witnesses to testify on its own behalf before the Municipal Council and be heard on all matters pertaining to the revocation of its entertainment license;

WHEREAS, at the conclusion of the hearing on April 11, 2017, the Municipal Council after caucusing and considering the credibility of the witnesses and testimony presented, that there was ample evidence to issue the following findings:

1. That on or about March 12, 2017, Joey's Place, LLC, t/a Bliss Lounge did have, or attempted to furnish entertainment after 1:00 a.m. in violation of the terms and conditions of its entertainment license;
2. That on or about March 12, 2017, Joey's Place, LLC, t/a Bliss Lounge knowingly and/or recklessly created or maintained a nuisance which endangered the health, safety and welfare of a considerable number of persons by publicizing and/or hosting an event that attracted a large crowd that required the response of numerous police officers from several jurisdictions to control and disperse;
3. That on or about March 12, 2017, Joey's Place, LLC, t/a Bliss Lounge failed to call the Clifton Police Department once the crowd became unruly which allowed the crowd to force its way into the establishment through security; and
4. That on or about March 12, 2017, Joey's Place, LLC, t/a Bliss Lounge did permit its establishment to conduct itself in violation of its ABC license pursuant to the New Jersey Administrative Code and/or Clifton City Ordinances.

WHEREAS, a motion was then made and seconded to revoke the entertainment license of Joey's Place LLC, t/a Bliss Lounge, which was unanimously approved by the Council;

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NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Clifton, that the Entertainment License of Joey’s Place LLC, t/a Bliss Lounge of 955 Allwood Road, Clifton, New Jersey (B-D Zone) is hereby revoked and that Joey’s Place, LLC, t/a Bliss Lounge is hereby prohibited from offering entertainment of any type at its establishment.

R204-17 Resolution Approving Renewal of Game of Skill Operators License - El Chicano Bar

**RESOLUTION AUTHORIZING GAMES OF SKILL OPERATOR LICENSE
RENEWAL**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of Games of Skill Operator License Renewal from JEl Chicano Bar, 108 Center Street in the City of Clifton; and

WHEREAS, all paperwork has been completed and all fees have been paid; and

WHEREAS, all inspections have been completed by the Zoning and Police Departments;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, and State of New Jersey that approval for the renewal of Games of Skill Operator License to El Chicano Bar, 108 Center Street, Clifton, New Jersey be and is hereby granted.

R205-17 Resolution Approving Renewal of Game of Skill Operators License - Burger King

**RESOLUTION AUTHORIZING GAMES OF SKILL OPERATOR LICENSE
RENEWAL**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of Games of Skill Operator License Renewal from Burger King, 461 Piaget Avenue in the City of Clifton; and

WHEREAS, all paperwork has been completed and all fees have been paid; and

WHEREAS, all inspections have been completed by the Zoning and Police Departments;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, and State of New Jersey that approval for the renewal of Games of Skill Operator License to Burger King, 461 Piaget Avenue, Clifton, New Jersey be and is hereby granted.

R206-17 Resolution to Approve Vending Machine License - Burger King

RESOLUTION AUTHORIZING VENDING LICENSE RENEWAL

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a Vending License Renewal from Ted Machcinski, 17 Crest Road, Jackson, NJ for a vending machine in Burger King, 461 Piaget Avenue in the City of Clifton; and

WHEREAS, all paperwork has been completed by the various applicants and all fees have been paid; and

WHEREAS, all inspections have been completed by the Zoning, Health and Police Departments;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, and State of New Jersey that approval for renewal of a Vending License to Ted Machcinski, 17 Crest Road, Jackson, NJ for a vending machine in Burger King, 461 Piaget Avenue, Clifton, be and is hereby granted.

R207-17 Resolution Approving Renewal of Ice Cream Peddlers License - Magic Cone

RESOLUTION AUTHORIZING ICE CREAM PEDDLERS LICENSE RENEWAL

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a renewal application for an Ice Cream Peddlers License from Adnan Khawatmi owner of Magic Cone, 230 Pacific Street, Paterson, New Jersey; and

WHEREAS, all paperwork has been completed by the applicant and all fees have been paid; and

WHEREAS, all inspections have been completed by the Health, Zoning and Police Departments; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, and State of New Jersey that approval for a renewal application for an Ice Cream Peddlers License from Adnan Khawatmi owner of Magic Cone, 230 Pacific Street, Paterson, is hereby granted.

R208-17 Late - Resolution Authorizing Permission to Bid for Valley Road Improvement
Phase 1

**RESOLUTION AUTHORIZING PERMISSION TO BID FOR
VALLEY ROAD IMPROVEMENT – PHASE 1**

WHEREAS, the City of Clifton shall incur no expense exceeding \$17,500, except where either authorized by law or waived by the Municipal Council up to the State of New Jersey bid threshold; and

WHEREAS, the City of Clifton seeks construction services estimated to cost in excess of \$17,500 without waiver; and

WHEREAS, the City Engineer of the City of Clifton has prepared Bid Specifications, Notice to Bidders, Proposals and Specifications for said improvements in anticipation of the public bidding for same and finds same to be acceptable for public bidding; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Municipal Council of the City of Clifton that the City Clerk and/or Purchasing Agent is authorized to advertise the Notice to Bidders herein included and to receive public bids for the services described therein:

BE IT FURTHER RESOLVED that the following Notice to Bidders be published once in a legal newspaper of the City of Clifton not less than ten full days prior to the date fixed for the receipt of bids, and that revisions, if necessary, be published and made available by written notice sent certified mail no later than seven days, Saturdays, Sundays, and holidays excepted, prior to the date for acceptance of bids to any person who has submitted a bid or has received a bid package.

CITY OF CLIFTON - NOTICE TO BIDDERS

Sealed identified bids for Valley Road Improvements – Phase 1 will be received until 11:00 a.m. on the date(s) indicated below at which time same will be opened and read at Clifton City Hall Municipal Council Conference Room (Room No. 101).

BIDS DUE: MAY 16, 2017 AT 11:00 A.M.

Drawings, Plans, Specifications and Instruction to Bidders are on file and may be obtained at the Engineering Department, 900 Clifton Avenue, Clifton, New Jersey 07013, First Floor for a non-refundable payment of \$100.00. Checks shall be made payable to the City of Clifton.

Bidders shall comply with the requirements of the Equal Employment Opportunity/Affirmative Action Requirements as specified in N.J.S.A. 10:5-31 and N.J.A.C. 17:27 et seq.

APRIL 18, 2017

R209-17 Executive Session

WHEREAS, the Municipal Council deems it essential in the furtherance of the public interest, to discuss, in closed session, as expressly permitted by N.J.S.A. 10:4-12, the following subject(s), to wit:

CON- 1 Tax Appeals: Corrados Real Estate LP and Tess Associates, Inc. (James Corrado)
CON- 2 Tax Appeal Counterclaims and Cross Petitions
CON- 3 Developer Agreement - CVS - Turabdin Realty, LLC
CON- 4 Easement Negotiations - Robin Hood Road and Rosemawr Area
CON- 5 FMBA Contract Negotiations
CON-6 Proposed Bus Shelter in Front of 855 Bloomfield Ave.

NOW, THEREFORE, BE IT RESOLVED that the public shall be excused and excluded from that portion of the Council's meeting to be held on April 18, 2017 at which time, said subject(s) shall be discussed; and

BE IT FURTHER RESOLVED, that the discussion held at such closed session can be disclosed to the public on or about the time the matter is concluded.

XI. LICENSES

L- 1 Wenesco Wendy's Clifton

RESOLUTION FOR FINAL APPROVAL

BE IT RESOLVED, that the application of Wenesco Wendy's Clifton t/a Wenesco Restaurant Systems, LLC for permission to conduct a Restaurant – Continued Use for a period ending January 31, 2018 on the premises known as:
83 Main Ave., Clifton, NJ 07014

Be and the same is hereby approved and licenses so issued in the compliance with the approval of the Board of Health, Fire Department, Police Department and Zoning Officer.

L- 2 Clifton Hot Bagels

RESOLUTION FOR PRELIMINARY APPROVAL

For: Clifton Hot Bagels, LLC

T/A: Clifton Hot Bagels

ADDRESS: 859 Clifton Ave., Clifton, NJ 07013

TYPE OF FOR ESTABLISHMENT INTENDED: Restaurant/Bakery/Milk – Continued Use

FORMERLY OR NEW: Hot Bagels Abroad

ZONE: B-C

PERMITTED: Yes

VARIANCE REQUIRED: No

FINAL APPROVAL WILL BE ISSUED PENDING APPROVAL OF THIS RESOLUTION.
FURTHER PROCESSING AND APPROVAL OF VARIOUS CITY DEPARTMENTS.

ADJOURNMENT

Upon motion made by Councilman Hatala, seconded by Councilman Eagler and unanimously passed on roll call vote, the meeting was adjourned at 9:31 pm.

Respectfully Submitted,

Nancy Ferrigno
City Clerk

James Anzaldi, Mayor